

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AF, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: Kathryn Doyle DATE: October 18, 2004

PATENT  
MAIL STOP AF

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Patent Application of : Group Art Unit: 1632  
Darwin J. Prockop *et al.* :  
Appln. No.: 09/839,711 : Examiner: Robert M. Kelly  
Filed: April 20, 2001 :  
For: STROMAL CELL USE : Attorney Docket  
: No.: 053844-5005

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

It is requested that the enclosed reference(s) listed on the attached Information Disclosure Citation Form PTO-1449 be considered by the Patent Examiner in connection with the above-identified application and be made of record therein.

**Certification Under 37 C.F.R. §1.97(e)(1)**

I hereby certify that the enclosed reference(s) were not cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was not known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

**DARWIN J. PROCKOP ET AL.**

October 18, 2004  
(Date)

By: Kathryn Doyle

KATHRYN DOYLE, PH.D., J.D.

Registration No. 36,317

MORGAN, LEWIS & BOCKIUS, L.L.P.

1701 Market Street

Philadelphia, PA 19103-2921

Telephone: (215) 963-5000

Direct Dial: (215) 963-4723

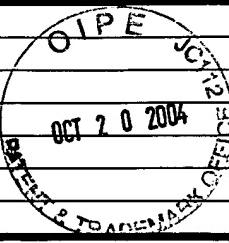
Facsimile: (215) 963-5001

E-Mail: kdoyle@morganlewis.com

Attorney for Applicants

KD/QDN/jyr *del*  
Enclosures: Form PTO-1449

Substitute for form 1449A/PTO		<i><b>Complete if Known</b></i>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>		Application Number	09/839,711	
(use as many sheets as necessary)		Filing Date	April 20, 2001	
		First Named Inventor	Darwin J. Prockop et al.	
		Group Art Unit	1632	
		Examiner Name	Robert M. Kelly	
Sheet	1	of	1	Attorney Docket Number
053844-5005				



<b>U.S. PATENT DOCUMENTS</b>				
Exr Initials	U.S. Patent Document		Name of Inventor or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
	Number	Kind Code (if known)		
	5,733,542		Haynesworth et al.	03-31-1998
	6,010,696		Caplan et al.	01-04-2000

<b>FOREIGN PATENT DOCUMENTS</b>				
Exr Initials	Foreign Patent Document			Date of Publication of Cited Document MM-DD-YYYY
	Country Code	Number	Kind Code (if known)	

<b>OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS</b>				
Exr Initials	Include Name of Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T <sub>1</sub>

Examiner Signature	I-PH/2068167.1	Date Considered
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